

STATE OF ILLINOIS
ILLINOIS COMMERCE COMMISSION

L.R. Communications, Inc.	:	
	:	
Petition for Emergency Relief to protect	:	07-0597
Petitioner's annual report from disclosure	:	
for not less than five years in order to	:	
protect highly proprietary information.	:	

ORDER

By the Commission:

On December 6, 2007, L.R. Communications, Inc. ("L.R." or "Petitioner") filed a verified Petition requesting that the Illinois Commerce Commission ("Commission") enter an order keeping confidential its Annual Report for not less than five (5) years.

In the Petition, L.R. averred that the information therein is confidential and it is the type of information that would be of interest to its competitors and potential competitors. Thus, it contended that public disclosure of the proprietary information in its Annual Report for the year ending December 31, 2007 should be delayed for a period of not less than five years from the date of the Order.

Because all of the facts necessary for the Commission to grant the relief requested were contained in the petition, the Administrative Law Judge determined that no hearing was necessary.

The Commission, having considered the entire record herein and being fully advised in the premises, is of the opinion and finds that:

- (1) the Commission has jurisdiction over Petitioner and subject matter herein;
- (2) the recitals of fact set forth in the prefatory portion of this Order are supported by the petition and are hereby adopted as findings of fact;
- (3) Section 5-109 of the Public Utilities Act states, in relevant part:

All reports made to the Commission by any public utility and the contents thereof shall be open to public inspection, unless otherwise ordered by the Commission;

- (4) Section 7(g) of the Illinois Freedom of Information Act, (5 ILCS 140/7) exempts from public disclosure:

Trade secrets and commercial or financial information obtained from a person or business where such trade secrets or information are proprietary, privileged or confidential, or where disclosure of such trade secrets or information may cause competitive harm;

- (5) the verified petition states that the information specified above falls within the exemption stated in Finding four (4) above;
- (6) the Petitioner's Annual Report should be exempt from public disclosure and under seal pursuant to Section 7(g) of the Illinois Freedom of Information Act.

IT IS THEREFORE ORDERED that the Annual Report of L.R. Communications, Inc. shall be afforded proprietary treatment and is exempt from public disclosure and will be accessible only to the Commission and the Commission Staff for a period of five (5) years from the date of this Order.

IT IS FURTHER ORDERED that the Illinois Commerce Commission retains jurisdiction over and of the subject-matter, for the purpose of issuing such further orders as the Commission may deem necessary.

IT IS FURTHER ORDERED that, subject to the provisions of Section 10-113 of the Public Utilities Act and 83 Ill. Adm. Code Section 200.880, this Order is final; it is not subject to the Administrative Review Law.

By Order of the Commission this 12th day of March, 2008.

(SIGNED) CHARLES E. BOX

CHAIRMAN